

WEATHER
Cloudy; warmer tonight
showers Tuesday

TONOPAH DAILY BONANZA

Today's Silver
Quotation, 60 3-8

VOL. XI. NO. 93 TONOPAH, NEVADA, MONDAY EVENING, FEBRUARY 12, 1912. PRICE 10 CENTS.

DIST. ATTORNEY GIVES OPINION RE- GARDING GAMBLING

District Attorney Sanders has been of late besieged with queries regarding what is lawful and what is not, regarding the playing of games with cards:

"Tonopah, February 12, 1912.

"To the Sheriff of Nye County and the Chief of Police of Tonopah, City.

"Gentlemen:—In response to the numerous requests made upon my office for my construction of the gambling law since the receipt of the attorney general's opinion, I beg to submit the following:

"First. It is unlawful to deal, play or carry on, open or conduct in any capacity whatever, any of the games mentioned in the law.

"Second. It is unlawful to deal, play, carry on, open or conduct in any capacity whatever any banking or percentage game.

"Third. It is unlawful to deal, play, carry on, open or conduct in any capacity whatever any gambling game mentioned or not mentioned in the law in which any person, firm, company or corporation keeping, conducting, managing or permitting the same to be carried on receives directly or indirectly any compensation or reward, or any percentage or share of the money or property played for keeping, running, carrying on or permitting the said game to be carried on.

"Fourth. Any social club operating a saloon in connection with the club and permitting gambling games to be played therein is a violation of the law, for the reason that such club's interest in the games is measured by the amount of cards and drinks furnished the players. This is the club's compensation or reward for permitting and conducting the games.

"Yours very truly,
"J. A. SANDERS,
"District Attorney."

PERE HYACINTHE DIES.

PARIS, Feb. 12.—Abbe Charles Loyson, known throughout the entire world as Pere Hyacinthe, died yesterday in his 85th year after a brief illness.

ORGANIZATION OF THE LOWER HOUSE MAY BE IN HANDS OF DEMOCRATS

Four Republicans Lost and One Democrat So Complexion Is Changed—Assumption of Responsibility Only Drawback to This Action.

RENO, Nev., Feb. 12.—The calling of the special session of the legislature has set the politicians wagging on the street corners and has had all the effect of a spring revival in Reno. Carson, it is reliably reported, has taken on a new lease of life and the people are celebrating the prospective coming of the solons who biennially act as the distributors of wealth for that community.

Politicians naturally talk politics more than statesmanship and as a consequence the discussions heard in Reno have not been so much on the nature of the emergency bills to be framed as on the possibility of the democrats seizing control of the house and reorganizing that body on bourbon lines.

For this is more than a possibility. It is a probability and the only thing that may prevent is the consideration whether the opportunity is worth the assumption of responsibility entailed.

At the last session there were 25 republicans in the house and 24 democrats. So close was the vote that Speaker Frolch was elected to that post by his own vote. Several times during the session, with the disaffection of a few nominal republicans there was talk of a reorganization and that action was not taken merely by the counsel of the democrats and not because it could not be done.

At this session, however, there will be gaps in the ranks of the republicans, according to present indications. They arise from the absence from the state of several republicans. Only one democrat is absent, so far as known, Ryne

FATHER AND DAUGHTER DIE THE SAME DAY

Last Thursday Mrs. H. A. McKim, of this city, suffered the loss by death of her father and sister, both dying the same day. The sister, Mrs. Catherine Crockett, wife of George Crockett, formerly of Austin, is well-known in Tonopah and Carson, and, besides her mother and sisters, leaves to mourn her demise a husband and little son and daughter. The father, William Moriarity, aged 73 years, died at Carterton, New Zealand. He was a well-to-do prominent citizen of the city in which he passed away. The people of this city extend to Mrs. McKim their heartfelt sympathy in her hour of double affliction, in the loss of her beloved father and sister.

MILLERS WELL REACHES DEPTH OF 220 FEET

The second artesian well being bored for water by the Millers Irrigation and Artesian Land company, eight miles north of Millers, is now down 220 feet, with 100 feet of water in the casing. It is the intention of the company who has acquired 10,000 acres of land under the Carey act, to produce flowing wells with which the land will be irrigated. There is an abundance of water from 40 to 100 feet in depth throughout the San Antonio valley, and if artesian water can be produced, a farming community will thrive at our very doors.

JUMPS TO HER DEATH.

COLFAX, Wash., Feb. 12.—Mrs. Pearl Hencke, aged 25, wife of Professor Henry Hencke of the Washington State College at Pullman, while temporarily insane, jumped from the second story window of a hospital at Pullman last night, breaking her neck.

JOSEPH W. FOLK FORSAKES PRESI- DENTIAL BOOM

HEADQUARTER IN ST. LOUIS TO BE CLOSED AT ONCE BY HIS MANAGERS.

ST. LOUIS, Feb. 12.—Former Governor Joseph W. Folk withdrew as an active candidate for the democratic nomination for president Saturday. His managers announced that they would close the local headquarters and would not prosecute further a campaign.

Mr. Folk withdrew after he had received a letter from Speaker Champ Clark, which agreed to divide the Missouri delegation to the democratic national convention, as recently suggested by William J. Bryan. Mr. Folk not only agreed to the divided delegation, but asked his friends to make no further effort in his behalf. He released all claims that he may have had on the delegation and promised to support Mr. Clark.

Friends of the governor said that the statement means that Mr. Folk will have half the state delegation, which is to be selected at Joplin on February 20, but that the Folk men in the delegation will support Mr. Clark. If it is seen that Speaker Clark cannot get the nomination on a reasonable number of ballots in the Baltimore convention, the former governor will consider that he has the right to enter the race for the nomination.

As soon as the statement was given out by Mr. Folk, his manager sent telegrams to each county seat in the state asking the Folk workers to spread the news and not to contest in the primaries which were being held in the different counties. Despite the telegrams these primaries were held in many counties and the Folk workers sought to obtain delegates to the national convention.

BRANDT MATTER TO BE PROBED

NEW YORK, Feb. 12.—Determined to get to the bottom of the case of Foulke E. Brandt, the former valet of Mortimer Schiff, who alleges that he pleaded guilty to charges of which he was not guilty, and was sentenced to a 30-year term in prison, District Attorney Whelan left yesterday for Washington for further work on the case.

The district attorney refused to discuss his plans, but it was learned

REPUBLICANS HONOR BIRTH OF MARTYRED PRESIDENT LINCOLN

Tonight the republicans of Tonopah will assemble at the Mispah Grill in commemoration of the 103d birthday of the lamented and greatly beloved Abraham Lincoln, sixteenth president of the United States and who died from the assassin's bullet April 15, 1865. Today is a legal holiday throughout the United States, a day set aside from business and toll that proper honor may be shown the immortal

historians themselves will draw no pay until they provide the wherewithal. Whether the governor will bring out his tax commission bill again or not will determine largely the peace or warlike character of the session.

In Reno the county commissioners have invited the Washoe delegation to confer with them tonight. It is reported they want to talk over the mortgage tax law which was passed last session and to ask its repeal. This law was one of the pet measures of the Washoe delegation but the commissioners declare that it is impractical. It has not been observed by the assessor on advice of the commissioners.

OGDENBURG, N. Y., Feb. 12.—The mercury stood 24 degrees below zero here Saturday night. At Saratoga, 15 degrees below was reached. Prescott, Ontario, on the opposite side of the St. Lawrence river from here, reported 40 below.

TUNNEL HEADED FOR THE VAULTS OF OAKLAND BANK

BELIEF EXPRESSED THE WORK WAS DONE BY MEN FAMILIAR WITH MINING.

OAKLAND, Cal., Feb. 12.—Discovery of a tunnel headed toward the vaults of the Oakland Bank of Commerce became known here last night. The tunnel was fifty feet long and had seventy feet to go before reaching the bank vaults. The excavation was done with a short handled shovel, a soap box being used to haul away the loose earth, which was dumped under a building occupied by an Adventist mission.

The police believe the men who did the work are familiar with mining.

The floor of the bank vaults is made of railroad iron and concrete, and bank officials say, would withstand an enormous charge of high explosive.

The tunnel was discovered by Fred Harlow, a worker in the mission, who, while spending the night in the building heard what he supposed to be plumbers working under the floor of a transfer company's building next to the mission, and nearer it to the bank. On inquiry he found that no plumbers had been at work and, crawling under the floor found quantities of loose earth, the tunnel, soap box and shovel.

Two policemen with sawed-off shotguns lay in the tunnel for two nights awaiting the return of the excavators, and last night gave up the attempt to capture them.

NEW CLASSIFICATION OF FREIGHT SUSPENDED

WASHINGTON, Feb. 12.—The interstate commerce commission Saturday promulgated its order suspending new western classification of freight from February 15 until June 14, so that further opportunity might be had to examine the schedule and to ascertain the effect of the proposed changes. Disclaiming any intent to discourage uniform classification, the commission gives assurances that ample opportunity will be accorded all interested to be heard.

ed that he proposed to consult in Washington with United States Senator Knute Nelson of Minnesota. Senator Nelson is said to have received ten letters from Brandt since he began his long sentence five years ago and he has taken interest in the case because both he and Brandt are of Scandinavian parentage.

ASKS PREACHER TO ABANDON HIS PULPIT

SALT LAKE CITY, Feb. 12.—"I object to your proceeding with this meeting and insist that you leave the pulpit. You have maliciously falsified against me," cried Mrs. G. A. McDonald, clerk of the Seventh Day Adventist congregation in Salt Lake, when the Rev. A. D. Parsons, the pastor, was reading his text at the services yesterday. After other interruptions, the pastor was allowed to proceed.

The schism in the church arose from the dismissal of a member of the congregation and a sermon by the pastor on immorality, in which language was used that gave much offense.

PROMINENT PEO- PLE ON A VISIT TO TONOPAH

C. B. Zabriskie of New York City, treasurer and director of the Hall-fax Tonopah Mining company and director of the West End Mining company; B. F. Edwards, vice president and director of the West End Mining company, arrived from Oakland yesterday morning. They are accompanied by Thomas Kearns of Salt Lake City; J. C. Weir, New York, and N. M. Crossley of Oakland. All of these gentlemen are large stockholders in the West End and Hall-fax companies and are here on a tour of inspection of the mines. Messrs. Zabriskie and Edwards are old residents of this section, having resided in Candelaria in the early eighties, and remember the sagebrush during its first year's growth at Crow Springs. Mr. Zabriskie is the general manager of the F. M. Smith borax interests and the Consolidated Traction company of California.

M'VEY AND BURNS BOTH CAPTURED

SALT LAKE CITY, Feb. 12.—Very soon after Sheriff Sharp started yesterday to New Orleans after Wm. McVey, wanted for murder of a store manager at Garfield, word came from Del Rio, Texas, that a man arrested there has been identified as Robt. L. Burns, McVey's former companion, and also sought by the police in connection with the Garfield crime. A deputy sheriff left for Del Rio immediately. McVey and Burns have served terms in the Nevada state prison.

RELEASES ANNOUNCED BY AMERICAN ASSOCIATION

CHICAGO, Feb. 12.—President T. A. Chivington of the American Association Saturday announced the following releases by clubs in that organization: By Louisville, William Ludwig, Tacoma; by Toledo, Fries, Portland.

TRY NEW SCHEME IN LABOR WAR TACTICS

Children Whose Parents are Engaged In the Textile Strike Sent to New York--Distribution of Little Ones Among Socialistic Families.

NEW YORK, Feb. 12.—An innovation in labor war tactics was tried Saturday by the distribution here of 119 children whose parents are engaged in the textile strike at Lawrence, Mass. Their arrival had been heralded as due early in the morning, but owing to the failure to make train connections at Boston, the children did not arrive until five hours later and during that time a crowd of several hundred socialists stood shivering in the Grand Central station awaiting their coming. Red banners and a large number of socialistic emblems were borne by the crowd and when at last the train arrived a band blared forth "The Marseillaise," and mighty cheers were given.

At the labor temple, to which they were taken, the children were arranged around long tables, where hot steaming soup, rice, potatoes and other vegetables were consumed with enthusiasm as the youngsters had had nothing to eat all day except a scanty breakfast at Lawrence and sandwiches brought with them.

By the time the meal was over, the children were feeling happy enough to cheer and sing "The Marseillaise." A large mass of people outside the doors took up the words of the revolutionary hymn, and it was sung and re-sung.

Among the large number of persons who gathered to offer to take care of the children were Mrs. O. H. P. Belmont and the Rev. Percy Stickney Grant, pastor of the Church of the Ascension. Mrs. Belmont and the minister were denied, however, being told that there were

BOYLE, WHO SHOT EDITOR SMITH IS HELD FOR MURDER

TRUCKEE, Cal., Feb. 12.—At the conclusion of the preliminary hearing of P. M. Doyle on a charge of murder for the killing of Editor W. H. M. Smith, Judge Garthe of Nevada City, sitting as a magistrate, held the accused to the superior court under \$10,000 bond, which was immediately furnished.

The examination was not concluded until 9:30 Saturday night and brought out the fact that Smith had frequently threatened Doyle's life. The absence of an eye-witness to the shooting made the matter difficult and Doyle himself stated that he had rather be cleared by a jury than exonerated by a magistrate. From the testimony elicited at the hearing it seems highly probable that Doyle will be acquitted by a jury.

COLD WEATHER IS REPORTED IN THE EAST

NEW YORK, Feb. 12.—Bitter cold weather with temperature falling many degrees below zero held away over the eastern sections of the country Saturday night. Records of years were broken in some sections, notably in northern New York, 41 below being recorded at one point in the Adirondacks region, while temperatures of from 20 to 35 below were plentifully reported from state points.

Sitting winds and heavy snowfall intensified the suffering in the far northeastern section of the state. Trains were stalled, several cities, notably Oswego and Watertown, were practically cut off from communication, except by wire, and a food and fuel famine was feared.

Suffering was reported in many smaller places where coal supplies have given out. The cold wave extended well into New England, numerous points reporting temperatures far below zero. Boston's low record was one below.

TRY NEW SCHEME IN LABOR WAR TACTICS

more than 700 applications and only 119 children.

When the distribution of the children began, difficulties were encountered when it came to splitting up a family. One little golden haired girl burst into tears and cried loudly for her "brother." The scene convinced the committee that it would not do to separate families and many persons agreed to take five and even six children temporarily until a further distribution could be made.

LAWRENCE, Mass., Feb. 12.—William D. Haywood and other officials of the Industrial Workers of the World, declared Saturday there would be no settlement of the textile workers' strike here until Jos. J. Ettor, the former strike breaker, is freed of the charge of murder, on which he is now in jail.

On the other hand, directors of the Central Labor union, backed by the American Federation of Labor, went ahead with plans for presenting to the mill agents today the demands of various classes of skilled labor.

Following out the suggestions made some time ago by Governor Foss, the directors will demand that the mill owners take back their help, allowing them 56 hours' work, and then take up the demands of the different departments during the 30 days following.

Mrs. Newton Crumley and son, "Buster," returned from Manhattan yesterday.

Our "Want Ads" bring results.